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Attorneys for Plaintiff  
 GERALDINE WATERS

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

GERALDINE WATERS,

Plaintiff,

vs.

AMERICAN RED CROSS; AMERICAN  
 NATIONAL RED CROSS, INC.;  
 AMERICAN RED CROSS BAY AREA  
 CHAPTER; HAROLD BROOKS; RITA  
 CHICK; DOES I-XX;

Defendants.

Case No. 09-06045 SI

**STIPULATION AND [PROPOSED]  
 ORDER MODIFYING ADR DEADLINE**

Plaintiff Geraldine Waters (“Plaintiff”) and Defendants American Red Cross, American  
 Red Cross Bay Area Chapter, Harold Brooks, and Rita Chick (collectively, “Defendants”), the  
 parties to the above-entitled action (collectively referred to herein as the “Parties”), submit this

1 Stipulation to the Court:

2 **STIPULATION**

3 WHEREAS, on March 22, 2010, the Court issued an Order Selecting ADR Process in the  
4 above-entitled action ("Order");

5 WHEREAS, the Court's Order approved the stipulation between the Parties to participate  
6 in a private mediation;

7 WHEREAS, according to the Court's Order, the deadline for the Parties to hold a private  
8 mediation is 90 days from the date of the order, or June 21, 2010;

9 WHEREAS, the further Case Management Conference is set for July 9, 2010;

10 WHEREAS, the Parties have not been able to complete initial written discovery and  
11 depositions, and will not have sufficient time to complete initial written discovery and depositions  
12 before the currently scheduled deadline to participate in a private mediation;

13 WHEREAS, the Parties agree that it would be beneficial for settlement purposes if the  
14 Parties completed initial written discovery and depositions prior to participating in a private  
15 mediation;

16 WHEREAS, due to scheduling conflicts, the earliest date in which the Parties and the  
17 mediator have shared availability is September 15, 2010;

18 WHEREAS, the Parties and the private mediator have set the mediation for September 15,  
19 2010, pending the Court's approval of the extension of the deadline to participate in the  
20 mediation;

21 WHEREAS, the Parties have not previously requested any extensions of the deadlines set  
22 forth in the Court's Order;

23 WHEREAS, for good cause and to promote settlement and avoid prejudice that would  
24 result to both Parties if the deadline to participate in a mediation is not revised, the Parties jointly  
25 request an extension of the deadline to participate in a mediation set forth in the Court's Order;  
26 and

27 WHEREAS, the Parties also request the further Case Management Conference be  
28 rescheduled for a date occurring after the September 15, 2010 mediation.

NOW, THEREFORE, Plaintiff and Defendants, through their undersigned respective counsel, stipulate and request that the Court approve the following revised deadlines:

Last day for Parties to participate in a mediation: 9/21/2010

Further Case Management Conference: 10/8/2010 at 3:00 p.m.

To avoid prejudice to both Parties, GOOD CAUSE exists to modify the deadline in this action as described herein.

Dated: June 3, 2010

HIGHMAN, HIGHMAN & BALL

By /s/

Louis A. Highman  
Attorneys for Plaintiff  
GERALDINE WATERS

Dated: June 3, 2010

MORGAN, LEWIS & BOCKIUS LLP

By /s/

Melinda S. Riechert  
Attorneys for Defendants  
AMERICAN RED CROSS, AMERICAN  
RED CROSS BAY AREA CHAPTER,  
HAROLD BROOKS AND RITA CHICK

**ORDER**

In light of the foregoing STIPULATION of the Parties and good cause appearing, the Court ORDERS the following revised deadline in this case:

Last day for Parties to participate in a mediation 9/21/2010

Further Case Management Conference 10/7/2010 at 3:00 p.m.

To avoid prejudice to both Parties, GOOD CAUSE exists to modify the deadline in this action as described herein.

Dated: \_\_\_\_\_



Hon. Susan Illston  
United States District Court Judge